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AO 187 (Rev. 7/87) Exhibit and Witness List

## UNITED STATES DISTRICT COURT

DISTRICT OF

DELAWARE

Delaware River &amp; Bay Authority

## EXHIBIT AND WITNESS LIST

V.  
Jan D. Kopacz

Case Number: 07-08 -SLR

PRESIDING JUDGE Sue L. Robinson					PLAINTIFF'S ATTORNEY C. Keener / M. Reeves		DEFENDANT'S ATTORNEY B. Van Ogtrop / E. Smith	
TRIAL DATE (S) 9/24/07					COURT REPORTER V. Gunning		COURTROOM DEPUTY F. Tassone	
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES			
P1		9/24/07			(Withdrawn) see Exhibit D-3A			
P2	A, B, C			✓	Hartford Records			
P3				✓	Social Security Ntc. of Award			
P4				✓	DRBA Payroll Records			
P5				✓	DRBA Personnel Manual			
P6					(Withdrawn)			
P7				✓	Records of Dr. Montrose-Lopez			
P8				✓	Reports of Dr. Stephens			
P9					(Withdrawn)			
P10				✓	Report of Dr. Schanno			
P11A-E				✓	Kopacz Tax Records			
P12				✓	DRBA'S Record of Payments to Med. Providers			
P13A-G				✓	DRBA Correspondence			
P14				✓	Income Chart			
P15				✓	Stipulated Facts			
	D1A-C			✓	Litigation			
	D2A-C			✓	Accident Records			
	D3A-C			✓	Corporate Records			
	D4A-L			✓	Hartford Records			
	D5A-B			✓	Judicial Ntc.			
	D6a			✓	C. v. of Michael A. Walters			
2 witnesses - Jan Kopacz + Bonnie Miller								

\* Include a notation as to the location of any exhibit not held with the case file or not available because of size.

## **INDEX OF PLAINTIFF DRBA'S TRIAL EXHIBITS**

1. Union Contract (withdrawn--see Exhibit D-3A)
2. Hartford Records
  - 2-A Letter dated 06/24/05 to Hartford with attachment
  - 2-B Reimbursement Agreement dated 05/11/06
  - 2-C Notice of Benefits dated 06/17/05
3. Social Security Notice of Award
4. DRBA Payroll Records
5. DRBA Personnel Manual
6. Records of Dr. Olivi (withdrawn)
7. Records of Dr. Montrose-Lopez
8. Reports of Dr. Stephens
9. Reports of Dr. Malumed (withdrawn)
10. Report of Dr. Schanno
11. Kopacz Tax Records
  - 11-A 2004 Returns
  - 11-B 2005 Letter to Accountant
  - 11-C 2005 Returns
  - 11-D 2006 Letter to Accountant
  - 11-E 2006 Tax Records
12. DRBA's Record of Payments to Medical Providers
13. DRBA correspondence
  - 13-A Letter to Hartford dated 03/15/05
  - 13-B Letter to E. Alfred Smith, Esq. dated 03/14/05
  - 13-C Email to Hartford dated 06/10/05
  - 13-D Letter to E. Alfred Smith, Esq. dated 04/19/05
  - 13-E Letters to Kopacz enclosing "maintenance" checks totaling \$1,770
  - 13-F Letter to Sally Broadhurst dated 09/13/06
  - 13-G Letter from E. Alfred Smith, Esq. dated 11/30/06
14. Income Chart
15. DRBA reserves the right to introduce any exhibit listed by the Defendant, or to introduce other evidence in rebuttal.

Delaware River and Bay Authority

v.

Jan D. Kopacz

C. A. No. 07-08-SLR

Exhibit List

1. Litigation
  - 1a Complaint
  - 1b Interrogatories and Answers- First set
  - 1c Interrogatories and Answers - Second set
2. Accident records
  - 2a Incident Report
  - 2b Kopacz's signed statement
  - 2c Counsel's letter of March 10, 2005
3. Corporate records
  - 3a Union contract
  - 3b 2004 Annual Report - Relevant to punitive damages only
  - 3c 2005 Annual Report - Relevant to punitive damages only
  - N..B. Personnel Manual not being offered because DRBA is offering it
4. Hartford records
  - 4a Group Benefit Plan
  - 4b Counsel's letter to Hartford - June 24, 2005 with enclosure - letter of April 19, 2005
  - 4c Hartford's letter of July 8, 2005
  - 4d Hartford's letter of July 15, 2005
  - 4e Counsel's letter to Hartford of July 27, 2005
  - 4f Hartford's letter of August 4, 2005
  - 4g Counsel's letter to Hartford of August 22, 2005
  - 4h Hartford's letter of October 27, 2006
  - 4i Counsel's letter of January 15, 2007
  - 4j Hartford's letter of March 8, 2007
  - 4k Hartford's letter of July 5, 2007
  - 4l Hartford's letter of August 13, 2007
5. Judicial notice
  - 5a Page from Third Circuit docket in No. 06-3585
  - 5b Cover and page from DRBA's brief in No. 06-3585

6. Other

6a C.V. of Michael A. Walters